

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
GREENVILLE DIVISION

Spero Conits and SJC Properties, LLC,)
Spero's Pete's Original Too, LLC)
)
Plaintiffs,)
)
v.)
)
)
City of Greenville,)
)
)
Defendant.)
_____)

CA:6:18cv-02338-HMH

**DEFENDANT'S RESPONSE
TO PLAINTIFFS' MOTION TO
DISMISS AND REMAND**

Defendant, City of Greenville, by and through their undersigned attorneys, file this Response to Plaintiffs' Motion to Dismiss Two Causes of Action and Remand State-Law Cause of Action (ECF 35). Defendant agrees that Plaintiff is entitled to dismiss their federal claims (Equal Protection and Due Process) pursuant to Rule 41(a) and that doing divests this Court of jurisdiction. THEREFORE, the Defendant believes the Plaintiffs' Motion should be granted.

Respectfully Submitted,

ROE CASSIDY COATES & PRICE, P.A.

s/ Joseph O. Smith

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